

Message Text

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ORIGIN L-03

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H:PSTAHNKE
DESIRED DISTRIBUTION
TREASURY, COMMERCE

-----072219 281858Z /46

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FM SECSTATE WASHDC
TO AMEMBASSY BUDAPEST IMMEDIATE

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E.O. 11652: N/A

TAGS: EEWT, HU, US

SUBJECT: ENTRY INTO FORCE OF HUNGARIAN TRADE AGREEMENT

TREASURY FOR P.MCCARTHY, COMMERCE/BEWT FOR A.JENKINS

REFS: (A) STATE 156979, (B) STATE 155024

1. THIS MESSAGE OUTLINES SUGGESTED PROCEDURES FOR THE
EXCHANGE OF NOTIFICATION REQUIRED TO BRING THE TRADE
AGREEMENT INTO FORCE UPON COMPLETION OF SENATE ACTION.

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2. ARTICLE XI OF THE TRADE AGREEMENT PROVIDES IN RELE-
VANT PART THAT THE AGREEMENT "SHALL ENTER INTO FORCE
ON THE DATE OF EXCHANGE OF WRITTEN NOTICES OF ACCEPTANCE
BY THE TWO GOVERNMENTS". UPON SENATE APPROVAL OF THE
RESOLUTION APPROVING THE TRADE AGREEMENT, THE U.S. LEGAL
REQUIREMENTS FOR ENTRY INTO FORCE OF THE AGREEMENT WILL

HAVE BEEN SATISFIED.

3. UPON COMPLETION OF SENATE ACTION, WE HOPE TO CONCLUDE THE EXCHANGE OF NOTIFICATIONS REQUIRED TO BRING THE TRADE AGREEMENT INTO FORCE AS PROMPTLY AS POSSIBLE. EARLY ENTRY INTO FORCE PARTICULARLY IMPORTANT BECAUSE OF PENDING MTN DEADLINES (STATE 155024). WE WOULD PREFER A SIMPLE EXCHANGE OF DIPLOMATIC NOTES IN WHICH THE TWO PARTIES WOULD GIVE NOTICE OF THEIR ACCEPTANCE. WE DO NOT HAVE ANY LEGAL REQUIREMENT FOR A MORE FORMAL PROCEDURE INVOLVING PRESIDENTIALLY SIGNED AND SEALED INSTRUMENTS OF ACCEPTANCE. MOREOVER, PREPARATION OF SUCH DOCUMENTS WOULD REQUIRE SUBSTANTIAL TIME AND WOULD SLOW THE ENTRY INTO FORCE.

4. EMBASSY SHOULD PROPOSE TO GOH THAT WE PROCEED WITH AN EXCHANGE OF NOTES ALONG THE ABOVE LINES AS SOON AS POSSIBLE AFTER SENATE APPROVAL. THE EMBASSY SHOULD DETERMINE WHETHER THE INTERNAL GOH PROCEDURES FOR APPROVAL HAVE BEEN COMPLETED, AND, IF NOT, THE TIME REQUIRED FOR THEIR COMPLETION.

5. SAMPLE TEXTS OF THE SUBSTANCE OF THE AMBASSADOR'S NOTE INITIATING THE EXCHANGE FOLLOWS:

"I HAVE THE HONOR TO REFER TO ARTICLE XI OF THE AGREE-LIMITED OFFICIAL USE

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MENT ON TRADE RELATIONS BETWEEN THE UNITED STATES OF AMERICA AND THE HUNGARIAN PEOPLE'S REPUBLIC WHICH PROVIDES IN RELEVANT PART THAT THE AGREEMENT 'SHALL ENTER INTO FORCE ON THE DATE OF EXCHANGE OF WRITTEN NOTICES OF ACCEPTANCE BY THE TWO GOVERNMENTS'.

"I HAVE THE FURTHER HONOR TO GIVE NOTICE TO YOUR EXCELLENCY THAT THE UNITED STATES OF AMERICA ACCEPTS THE AGREEMENT, AND TO NOTE THAT THE AGREEMENT SHALL ENTER INTO FORCE IN ACCORDANCE WITH ITS TERMS UPON RECEIPT OF YOUR EXCELLENCY'S NOTICE TO LIKE EFFECT."

6. SAMPLE HUNGARIAN RESPONSE FOLLOWS:

"I HAVE THE HONOR TO REFER TO YOUR NOTE OF TODAY'S DATE CONCERNING ACCEPTANCE BY THE UNITED STATES OF AMERICA OF THE AGREEMENT ON TRADE RELATIONS BETWEEN THE HUNGARIAN PEOPLE'S REPUBLIC AND THE UNITED STATES OF AMERICA. I HAVE THE FURTHER HONOR TO GIVE NOTICE TO YOUR EXCELLENCY THAT THE HUNGARIAN PEOPLE'S REPUBLIC

LIKELIKE ACCEPTS THE AGREEMENT ON TRADE RELATIONS AND TO

NOTE THAT THE AGREEMENT SHALL THEREFORE ENTER INTO FORCE
TODAY IN ACCORDANCE WITH ITS TERMS."

7. WE WOULD APPRECIATE RECEIVING A REPORT OF YOUR
MEETING WITH GOH ON THIS MATTER. VANCE

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